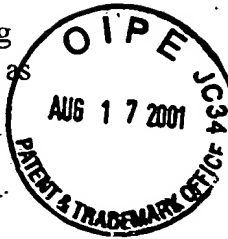


I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:  
Assistant Commissioner for Patents,  
Washington, DC 20231 on 8-13-01



GAC 3761

Patent Application  
Docket No. UF-T278  
Serial No. 09/608,200

Christine Q. McLeod  
Christine Q. McLeod, Patent Attorney

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner : Not yet assigned  
Art Unit : 3761  
Applicant(s) : Michael J. Banner, Paul B. Blanch, Neil R. Euliano, Jose C. Principe  
Serial No. : 09/608,200  
Filed : June 30, 2000  
For : Ventilator Monitor System and Method of Using Same

#5  
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AUG 21 2001  
T-3700 MAIL ROOM

Assistant Commissioner for Patents  
Washington, D.C. 20231

COMMUNICATION

Sir:

Attached hereto please find a Revocation and New Power of Attorney, along with a Certificate Under 37 CFR §3.73(b), in the application identified above.

Respectfully submitted,

Christine Q. McLeod

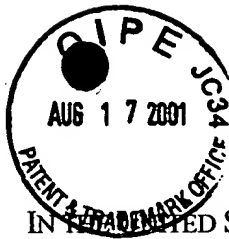
Patent Attorney

Registration No. 36,213

Phone No.: 407-426-7500

Address : Saliwanchik, Lloyd & Saliwanchik  
A Professional Association  
1000 Legion Place, Suite 1750  
Orlando, Florida 32801

Attachment: Revocation and New Power of Attorney with Certificate Under 37 CFR §3.73(b).



1

Docket No. UF-T278  
Serial No. 09/608,200

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner : Not yet assigned  
Art Unit : 3761  
Applicant(s) : Michael J. Banner, Paul B. Blanch, Neil R. Euliano, Jose C. Principe  
Serial No. : 09/608,200  
Filed : June 30, 2000  
For : Ventilator Monitor System and Method of Using Same

RECEIVED  
AUG 21 2001  
3700 MAIL ROOM

Assistant Commissioner for Patents  
Washington, D.C. 20231

REVOCATION OF POWER OF ATTORNEY AND  
NEW POWER OF ATTORNEY

Sir:

The University of Florida Research Foundation, Inc., having a place of business at 223 Grinter Hall, Gainesville, Florida 32611, owner of the entire right, title and interest in, to and under the above-identified application, as evidenced by the following Certificate Under 37 CFR §3.73(b) hereby revokes all powers of attorney previously given in regard to this application, and it hereby appoints David R. Saliwanchik, Reg. No. 31,794; Jeff Lloyd, Reg. No. 35,589; Christine Q. McLeod, Reg. No. 36,213; Jean Kyle, Reg. No. 36,987; Doran R. Pace, Reg. No. 38,261; Jay M. Sanders, Reg. No. 39,355; James S. Parker, Reg. No. 40,119; Frank C. Eisenschenk, Reg. No. 45,332; Seth M. Blum, Reg. No. 45,489; Glenn P. Ladwig, Reg. No. 46,853; Jon Michael Gibbs, Reg. No. 47,594; and Margaret Efron, Reg. No. 47,545, of the firm Saliwanchik, Lloyd & Saliwanchik A Professional Association, as its attorneys to maintain said application, and to transact all business in the Patent and Trademark Office connected therewith; and requests that all correspondence be sent to:

Christine Q. McLeod  
2421 N.W. 41st Street, Suite A-1  
Gainesville, FL 32606-6669  
(407) 426-7500



## CERTIFICATE UNDER 37 CFR §3.73(b)

The University of Florida Research Foundation, Inc. (UFRF) certifies that it is the owner of the entire right, title, and interest in the patent application identified above by virtue of an assignment to the University of Florida Research Foundation, Inc. dated February 1, 2001 by assignors Michael J. Banner, Paul B. Blanch, Neil R. Euliano, Jose C. Principe, to the University of Florida and an assignment dated February 8, 2001 by assignor University of Florida to UFRF. The assignments were sent to the United States Patent and Trademark Office for recordation on May 31, 2001, copies attached hereto.

The undersigned has reviewed all the documents in the chain of title of the patent application identified above and, to the best of undersigned's knowledge and belief, title is in the assignee identified above.

The undersigned (whose title is supplied below) is empowered to act on behalf of the assignee.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or of any patent issuing thereon.

UNIVERSITY OF FLORIDA RESEARCH FOUNDATION, INC.

By: David L. Day  
Title: Director  
Date: August 7, 2001

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FORM PTO-1595  
(Revised 6-93)



U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office

RECORDATION FORM COVER SHEET  
PATENTS ONLY

TO THE HONORABLE COMMISSIONER OF PATENTS AND TRADEMARKS:

Please record the attached original documents or copy thereof.

ATTORNEY DOCKET NO.: 21011.0038U1

<p>1. Name of conveying party: University of Florida</p> <p>Additional names of conveying parties attached?</p> <p><input type="checkbox"/> YES <input checked="" type="checkbox"/> NO</p>	<p>2. Name and address of receiving party:</p> <p>Name: University of Florida Research Foundation, Inc.</p> <p>Internal Address:</p> <p>Street Address: 223 Grinter Hall</p> <p>City: Gainesville</p> <p>State: Florida</p> <p>Zip: 32611</p> <p>Additional names and addresses attached?</p> <p><input type="checkbox"/> YES <input checked="" type="checkbox"/> NO</p>
--	--

3. Nature of conveyance:			
<input checked="" type="checkbox"/> Assignment	<input type="checkbox"/> Merger	<input type="checkbox"/> Other	
<input type="checkbox"/> Security Agreement	<input type="checkbox"/> Change of Name		

Execution Date: February 8, 2001

4. Application number(s) or patent number(s):	
If this document is being filed together with a new application, the execution date of the application is:	
A. Patent Application No.(s): 09/608,200	B. Patent No.(s):
Additional numbers attached? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	

<p>5. Name and address of party to whom correspondence concerning document should be mailed:</p> <p>Kean J. DeCarlo, Esq. NEEDLE &amp; ROSENBERG, P.C. Suite 1200, The Candler Building 127 Peachtree Street, N.E. Atlanta, Georgia 30303-1811 (404) 688-0770</p>	<p>6. Total number of applications and patents involved:</p> <p>One (1)</p>
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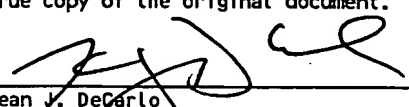
7. Total fee (37 CFR 3.41):	\$40.00
<input checked="" type="checkbox"/> Enclosed	
<input type="checkbox"/> Authorized to be charged to Deposit Account.	
***** The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Deposit Account No. 14-0629. *****	

8. Deposit account number: 14-0629

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(Attach duplicate copy of this form if paying by deposit account)

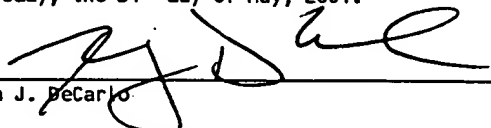
9. To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

  
Kean J. DeCarlo  
Reg. No. 32,956

31 May 01  
Date

Total Number of Pages Including Cover Sheet, Attachments, and Document: 4

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: BOX ASSIGNMENT, Assistant Commissioner for Patents, Washington, D.C. 20231, on Thursday, the 31<sup>st</sup> day of May, 2001.

  
Kean J. DeCarlo

ASSIGNMENT FROM THE UNIVERSITY OF FLORIDA

TO THE

UNIVERSITY OF FLORIDA RESEARCH FOUNDATION, INC.

In consideration of one dollar (\$1.00) and other good and valuable consideration, the UNIVERSITY OF FLORIDA, existing by virtue of the laws of the State of Florida, and having an office at 223 Grinter Hall, Gainesville, Florida 32611, sells and assigns to the UNIVERSITY OF FLORIDA RESEARCH FOUNDATION, INCORPORATED, a Florida not for profit corporation, having its office at 223 Grinter Hall, Gainesville, Florida 32611, its successors and assigns, the entire right, title and interest throughout the world in and to the improvements in :

"Ventilator Monitor System and Method of Using Same", UF#-10136,  
U.S. Serial No. 09/608,200, created by Michael Banner, Paul  
Blanch, Jose Principe and Neil Euliano, inventors.

and in and to said application and all patents (foreign and domestic) which may be granted therefore and thereon, and all divisions, reissues, continuations and extensions thereof (foreign and domestic), subject to performance by the UNIVERSITY OF FLORIDA RESEARCH FOUNDATION, INCORPORATED, of the obligations of the UNIVERSITY OF FLORIDA under the UNIVERSITY OF FLORIDA's Patent Policy with regard to the above-described invention, and the UNIVERSITY OF FLORIDA covenants that it has full right to so sell and assign; and it authorizes and requests the Commissioner of Patents and Trademarks to issue all patents on said improvements or resulting therefrom to said UNIVERSITY OF FLORIDA RESEARCH FOUNDATION, INCORPORATED, as assignee of the entire interest; and it agrees that it will communicate to said UNIVERSITY OF FLORIDA RESEARCH FOUNDATION, INCORPORATED, or its representatives any facts known to it respecting said improvements, and testify in any legal proceedings, sign all lawful papers, execute all divisional, continuing and reissue applications, make all rightful oaths and generally do everything possible to aid said UNIVERSITY OF FLORIDA RESEARCH FOUNDATION, INCORPORATED, its successors, assigns and nominees, to obtain and enforce proper protection for said improvements in all countries.

Executed this 24 day of February, 2001.

UNIVERSITY OF FLORIDA

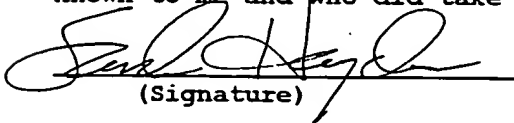
By:

  
CHARLES E. YOUNG, INTERIM PRESIDENT

Assignment from UF to UFRFI  
Page two of two

COUNTY OF ALACHUA  
STATE OF FLORIDA

The foregoing instrument was acknowledged before me this 24<sup>th</sup> day  
of Feb, 2001, by Charles E. Young, Interim President, who is personally  
known to me and who did take an oath.

  
(Signature)

Notary Public, Commission No. \_\_\_\_\_



(Name of Notary typed, printed or stamped)

Accepted by UNIVERSITY OF FLORIDA  
RESEARCH FOUNDATION, INC.

By:

  
Winfred Phillips, Vice President

Attest:

Kathleen A. Wilson

FORM PTO-1595  
(Revised 6-93)



RECORDATION FORM COVER SHEET  
PATENTS ONLY

U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office

TO THE HONORABLE COMMISSIONER OF PATENTS AND TRADEMARKS:

Please record the attached original documents or copy thereof.

ATTORNEY DOCKET NO.: 21011.0038U1

1. Name of conveying parties: Michael J. Banner,  
Paul B. Blanch, Neil R. Euliano, II and Jose C.  
Principe  
  
Additional names of conveying parties attached?  
  
☐ YES ☒ NO

2. Name and address of receiving party:  
  
Name: University of Florida  
  
Internal Address:  
  
Street Address: P.O.Box 115500, 316 Walker Hall  
  
City: Gainesville  
  
State: Florida  
  
Zip: 32611-5500  
  
Additional names and addresses attached?  
  
☐ YES ☒ NO

3. Nature of conveyance:

<input checked="" type="checkbox"/>	Assignment	<input type="checkbox"/>	Merger	<input type="checkbox"/>	Other
<input type="checkbox"/>	Security Agreement	<input type="checkbox"/>	Change of Name		

Execution Date: February 1, 2001

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is:

A. Patent Application No.(s): 09/608,200

B. Patent No.(s):

Additional numbers attached? ☐ YES ☒ NO

5. Name and address of party to whom correspondence  
concerning document should be mailed:

Kean J. DeCarlo, Esq.  
NEEDLE & ROSENBERG, P.C.  
Suite 1200, The Candler Building  
127 Peachtree Street, N.E.  
Atlanta, Georgia 30303-1811  
(404) 688-0770

6. Total number of applications and patents involved:  
One (1)

7. Total fee (37 CFR 3.41):

\$40.00

☒ Enclosed

☐ Authorized to be charged to Deposit Account.

\*\*\*\*\*  
The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any  
overpayment, to Deposit Account No. 14-0629.  
\*\*\*\*\*

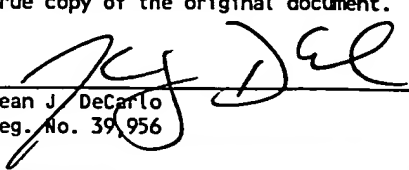


8. Deposit account number: 14-0629

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(Attach duplicate copy of this form if paying by deposit account)

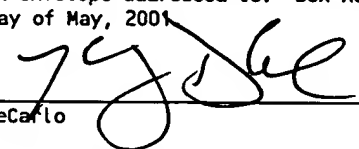
9. To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

  
Kean J. DeCarlo  
Reg. No. 39,956

31 May '01  
Date

Total Number of Pages Including Cover Sheet, Attachments, and Document: 7

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: BOX ASSIGNMENT, Assistant Commissioner for Patents, Washington, D.C. 20231, on Thursday the 31<sup>st</sup> day of May, 2001.

  
Kean J. DeCarlo

**ASSIGNMENT**

**WHEREAS**, we, Michael J. Banner of 14727 NW 60 Avenue, Alachua, Florida 32615, U.S.A., Paul B. Blanch of 15214 NW 94 Avenue, Alachua, Florida 32615, U.S.A., Neil R. Euliano of 3914 SW 95 Drive, Gainesville, Florida and Jose C. Principe of 3022 N.W. 24<sup>th</sup> Terrace, Gainesville, Florida 32605, U.S.A., have invented new and useful improvements in VENTILATOR MONITOR SYSTEM AND METHOD OF USING SAME for which a provisional application for United States Letters Patent was filed on June 30, 2000, Serial No. 09/608,200; and

**WHEREAS**, University of Florida, whose post-office address is P.O. Box 11500, 316 Walker Hall, Gainesville, Florida 32611-5500, is desirous of acquiring the entire interest in the same;

**NOW, THEREFORE**, in consideration of the sum of Ten Dollars (\$10.00), the receipt of which is hereby acknowledged, and for other good and valuable consideration, we, Michael J. Banner, Paul B. Blanch, Neil R. Euliano and Jose C. Principe, hereby do sell, assign and transfer unto said University of Florida, the entire right, title and interest in and to said invention and application throughout the world, including, without limitation, any Letters Patent which may issue thereon, and any subsequent application claiming priority to the above-identified application under 35 U.S.C. § 119(e), reissue, reexamination, division, continuation-in-part, extension or continuation thereof and all rights of priority under the International Convention arising from said application; the same for its legal representatives and assigns, as fully and entirely as the same would have been held by us had this assignment and sale not been made;

assignments or other papers and instruments which may be necessary in order to carry into full force and effect, the sale, assignment, transfer and conveyance hereby made or intended to be made and generally do everything possible to aid the University of Florida, its legal representatives and assigns, to obtain and enforce proper protection for said invention in all countries throughout the world.

IN WITNESS WHEREOF, I have executed this Assignment this 1 day of February 2001.

Michael J. Banner (L.S.)  
Michael J. Banner

State of Florida

County of Alachua

*(personally known to me)*

On this 1 day of February, 2001, before me, a Notary Public, came Michael J. Banner, to me known and known to be the individual described in and who executed the foregoing assignment, and he duly acknowledged the same to be his free act and deed.

Mary J. Newman  
Notary Public

My Commission Expires: January 31, 2004

# CC 897552



IN WITNESS WHEREOF, I have executed this Assignment this 1 day of FEB, 2001.

Paul B. Blanch (I.S.)  
Paul B. Blanch

State of Florida

County of Alachua

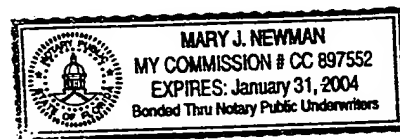
*(personally known to me)*

On this 1 day of February, 2001, before me, a Notary Public, came Paul B. Blanch, to me known and known to be the individual described in and who executed the foregoing assignment, and he duly acknowledged the same to be his free act and deed.

Mary J. Newman  
Notary Public

My Commission Expires: January 31, 2004

# CC 897552



IN WITNESS WHEREOF, I have executed this Assignment this 24<sup>TH</sup> day of JANUARY, 2001.

Neil R. Euliano, II (L.S.)  
Neil R. Euliano, II

State of Florida

County of Alachua

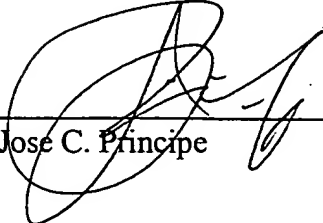
On this 24 day of January, 2001, before me, a Notary Public, came Neil R. Euliano, II, to me known and known to be the individual described in and who executed the foregoing assignment, and he duly acknowledged the same to be his free act and deed.

Tammy L. Bennett  
Notary Public

My Commission Expires: CC898291



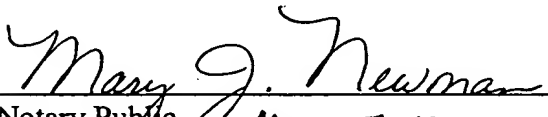
IN WITNESS WHEREOF, I have executed this Assignment this 6 day of Feb, 2001.

  
\_\_\_\_\_(L.S.)  
Jose C. Principe

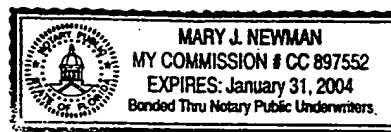
State of Florida

County of Alachua

On this 6 day of February, 2001, before me, a Notary Public, came Jose C. Principe, to me known and known to be the individual described in and who executed the foregoing assignment, and he duly acknowledged the same to be his free act and deed.

  
\_\_\_\_\_  
Notary Public Mary J. Newman

My Commission Expires: January 31, 2001



CC 897552